

1 AN ACT
2 relating to the acceptance and counting of certain ballots voted by
3 mail.

4 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

5 SECTION 1. Section 86.007(d), Election Code, is amended to
6 read as follows:

7 (d) A marked ballot voted by mail that arrives after the
8 time prescribed by Subsection (a) shall be counted if:

9 (1) the ballot was cast from an address outside the
10 United States;

11 (2) the carrier envelope was placed for delivery
12 before the time the ballot is required to arrive under Subsection
13 (a); and

14 (3) the ballot arrives at the address on the carrier
15 envelope not later than the fifth day after the date of the
16 election, except that if that date falls on a Saturday, Sunday, or
17 legal state or national holiday, then the deadline is extended to
18 the next regular business day.

19 SECTION 2. Section 87.125, Election Code, is amended by
20 adding Subsection (c) to read as follows:

21 (c) If the date prescribed by Subsection (a) for convening
22 the early voting ballot board is a Saturday, Sunday, or legal state
23 or national holiday, the early voting ballot board shall convene on
24 the next regular business day.

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SECTION 3. This Act takes effect September 1, 2005.

David Swihurst

President of the Senate

Jim Coakley

Speaker of the House

I certify that H.B. No. 1414 was passed by the House on May 13, 2005, by a non-record vote.

Robert Haney
Chief Clerk of the House

I certify that H.B. No. 1414 was passed by the Senate on May 25, 2005, by the following vote: Yeas 31, Nays 0.

Patsy Spaw
Secretary of the Senate

APPROVED: 18 JUNE 05

Date

Rick Perry
Governor

FILED IN THE OFFICE OF THE
SECRETARY OF STATE
12:20 PM CLOCK
JUN 18 2005
Roger Williams
Secretary of State